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Name of Registered Representative:

John C. Freeman

John C. Freeman, Reg. No. 34,483

October 11, 2001

Date of Signature

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PATENT  
CASE NO. 56/351

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application: )  
)  
Robert Wastlhuber et al. )  
) Group Art Unit: 2631  
)  
Serial No.: 09/884,858 )  
) Examiner: unassigned  
Filed: June 18, 2001 )  
)  
For: METHOD AND DEVICE FOR )  
SERIAL DATA TRANSMISSION )  
BETWEEN A POSITION )  
MEASURING SYSTEM AND )  
A PROCESSING UNIT )

**INFORMATION DISCLOSURE STATEMENT**

Commissioner for Patents  
Washington, D.C. 20231

Sir:

In compliance with Applicants' duty of disclosure under 37 C.F.R. § 1.56 and in conformance with 37 C.F.R. §§ 1.97-1.98, Applicants hereby submit the following references for consideration by the Examiner. Copies of the references are enclosed along with a completed copy of Form PTO-1449.

## **I. DISCLOSURE**

### **A. U.S. Patents**

<b><u>Patent No.</u></b>	<b><u>Inventor</u></b>	<b><u>Issue Date</u></b>
5,625,353	Katagiri et al.	04/29/97
5,687,103	Hagl et al.	11/11/97
5,815,089	Katagiri et al.	09/29/98
6,124,588	Hagl et al.	09/26/00

### **B. Foreign Patents**

<b><u>Reference No.</u></b>	<b><u>Country</u></b>	<b><u>Pub. Date</u></b>
30 01 331	W. Germany	07/23/81
40 05 087	Germany	08/01/91
43 44 916	Germany	06/30/94
0 660 209	EP	06/28/95
197 14 152	Germany	08/13/98
198 11 095	Germany	09/30/99

### **C. Literature**

1. Schneider, Sandro, "Verteilte Intelligenz im CAN-Bus-Verbund," F&M, Vol. 104, No. 10, 1996, pp. 757-758.
2. Bielski, Steffen et al., "Absolute Messsysteme – Sicherheitserwartungen an die Datenerfassung und Datenübertragung," Automatisieren, Nos. 1/2, 1996, pp. 6, 8, 9, 12,14.

**D. Pending Dr. Johannes Heidenhain GmbH Patent Applications**

<b><u>Application No.</u></b>	<b><u>Inventor</u></b>	<b><u>Filing Date</u></b>
09/884,553	Wastlhuber et al.	06/18/01

**II. DISCUSSION**

**A. West German Patent Reference No. 30 01 331**

Based solely on the drawings and the enclosed English language Abstract, the '331 patent reference is pertinent because it appears to disclose a monitor for motor vehicles where a start bit sequence of each transmitted word is used to synchronise the receiver.

**B. German Patent Reference No. 40 05 087**

Based solely on the drawings and the enclosed English language Abstract, the '87 patent reference is pertinent because it appears to disclose a connection unit that provides an acknowledgement signal after reception of a transmit signal and a data signal.

**C. German Patent Reference No. 43 44 916**

Based solely on the drawings and the enclosed English language Abstract, the '916 patent reference is pertinent because it appears to disclose a transmission device that uses position data and separate data.

It is believed that U.S. Patents Nos. 5,625,353 and 5,815,089 correspond to the '916 reference.

**D. European Patent Reference No. 0 660 209**

Based solely on the drawings and the enclosed English language Abstract, the '209 patent reference is pertinent because it appears to disclose an apparatus for serial transmission of data between a position measuring device and a processing unit. A binary code word defining an

absolute position is fed to an output which causes bit-serial transmission. Commands can be transmitted serially as well.

It is believed that U.S. Patent No. 5,687,103 corresponds to the '209 reference.

**E. German Patent Reference No. 197 14 152**

Based solely on the drawings and the enclosed English language Abstract, the '152 patent reference is pertinent because it appears to disclose a method of determining the maximum number of transmitted data from a time period.

**F. German Patent Reference No. 198 11 095**

Based solely on the drawings and the enclosed English language Abstract, the '095 patent reference is pertinent because it appears to disclose a method of using a transmission device to detect teeth and gaps in a moving object.

**G. Schneider Article**

Based solely on the pictures, the Schneider Article is pertinent because it appears to disclose

**H. Bielski et al. Article**

Based solely on the pictures, the Bielski et al. Article is pertinent because it appears to disclose

**III. CONCLUSION**

It is believed that none of these references, alone or in combination, disclose or suggest the invention claimed. However, Applicants wish to make it clear that the disclosure of the above references is in no way an admission that they qualify as prior art. It is Applicants' desire, however, to have these references available in the record for both the Examiner and the public to

see. Applicants therefore request that the Examiner review the entire disclosure of each reference and make the above-listed references of record. Applicants also invite the Examiner to review the above-mentioned Heidenhain application, a copy of the originally filed claims is enclosed, and the art cited therein.

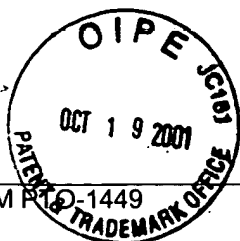
Respectfully submitted,

A handwritten signature in black ink, appearing to read "J.C. Freeman", with a stylized, flowing script.

John C. Freeman  
Registration No. 34,483  
Attorney for Applicants

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Dated: October 11, 2001



FORM PTO-1449	SERIAL NO. 09/884,858	CASE NO. 56/351
<b>LIST OF PATENTS AND PUBLICATIONS FOR APPLICANT'S INFORMATION DISCLOSURE STATEMENT</b>	FILING DATE June 18, 2001	GROUP ART UNIT 2631
(use several sheets if necessary)		APPLICANT(S): Robert Wastlhuber et al.

REFERENCE DESIGNATION			U.S. PATENT DOCUMENTS			
EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS/ SUBCLASS	FILING DATE
	A1	5,625,353	04/29/97	Katagiri et al.		
	A2	5,687,103	11/11/97	Hagl et al.		
	A3	5,815,089	09/29/98	Katagiri et al.		
	A4	6,124,588	09/26/00	Hagl et al.		

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FOREIGN PATENT DOCUMENTS						
EXAMINER INITIAL		DOCUMENT NUMBER	DATE	COUNTRY	CLASS/ SUBCLASS	TRANSLATION YES NO
	A5	30 01 331 ↓	07/23/81	W. Germany		X
	A6	40 05 087 /	08/01/91	Germany		X
	A7	43 44 916 ✓	06/30/94	Germany		X
	A8	0 660 209 /	06/28/95	EP		X
	A9	197 14 152 ✓	08/13/98	Germany		X
	A10	198 11 095 ✓	09/30/99	Germany		X

EXAMINER INITIAL	OTHER ART (Including Author, Title, Date, Pertinent Pages, etc.)	
	A11	Schneider, Sandro, "Verteilte Intelligenz im CAN-Bus-Verbund," F&M, Vol. 104, No. 10, 1996, pp. 757-758.
	A12	Bielski, Steffen et al., "Absolute Messsysteme – Sicherheitserwartungen an die Datenerfassung und Datenübertragung," Automatisieren, Nos. ½, 1996, pp. 6, 8, 9, 12, 14.
	A13	Pending Claims of Patent Application Assigned to Dr. Johannes Heidenhain GmbH: Serial No.: 09/884,553, Filing Date: 06/18/01, Inventor: Wastlhuber et al.

EXAMINER	DATE CONSIDERED
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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

TRANSMITTAL LETTER			Case No. 56/351
Serial No. 09/884,858	Filing Date June 18, 2001	Examiner Not Assigned	Group Art Unit 2631
Inventor(s) Robert Wastlhuber et al.			
Title of Invention METHOD AND DEVICE FOR SERIAL DATA TRANSMISSION BETWEEN A POSITION MEASURING SYSTEM AND A PROCESSING UNIT			

2631

TO THE COMMISSIONER FOR PATENTS

Transmitted herewith is Information Disclosure Statement with copies of thirteen (13) cited references; Form 1449,  
and post card.

- ☐ Small entity status of this application under 37 CFR § 1.27 has been established by verified statement previously submitted.
- ☐ A statement to establish small entity status under 37 CFR §§ 1.9 and 1.27 is enclosed.
- ☐ Petition for a \_\_\_\_\_ month extension of time.
- ☐ No additional fee is required.
- ☐ The fee has been calculated as shown below:

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					Small Entity		or	Other Than Small Entity	
	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra	Rate	Add'l Fee		Rate	Add'l Fee
Total		Minus			x \$9 =			x \$18 =	
Indep.		Minus			x \$42 =			x \$84 =	
First Presentation of Multiple Dep. Claim					+ \$140 =			+ \$280 =	
					Total add'l fee	\$		Total add'l fee	\$

- ☐ Please charge Deposit Account No. 23-1925 (BRINKS HOFER GILSON & LIONE) in the amount of \$ \_\_\_\_\_. A duplicate copy of this sheet is enclosed.
- ☐ A check in the amount of \$ \_\_\_\_\_ to cover the filing fee is enclosed.
- ☒ The Commissioner is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this communication or credit any overpayment to Deposit Account No. 23-1925. A duplicate copy of this sheet is enclosed.
- ☒ I hereby petition under 37 CFR § 1.136(a) for any extension of time required to ensure that this paper is timely filed. Please charge any associated fees which have not otherwise been paid to Deposit Account No. 23-1925. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

  
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I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope with sufficient postage addressed to: The Commissioner for Patents, Washington, D.C. 20231, on October 11, 2001.

Date: October 11, 2001 Signature: 